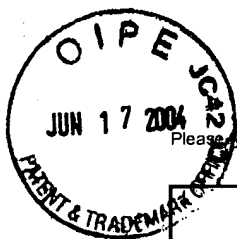


1638



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PTO/SB/21 (08-00)  
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<h2 style="margin: 0;">TRANSMITTAL FORM</h2> <p style="margin: 5px 0;"><i>(to be used for all correspondence after initial filing)</i></p>	<b>Application Number</b>	<b>10/016,358</b>
	<b>Filing Date</b>	<b>October 30, 2001</b>
	<b>First Named Inventor</b>	<b>Richard A. DIXON</b>
	<b>Group Art Unit</b>	<b>1638</b>
	<b>Examiner Name</b>	<b>M. A. Ibrahim</b>
<b>Total Number of Pages in This Submission</b>		<b>4</b>
<b>Attorney Docket Number</b>		<b>532792001001</b>

<b>ENCLOSURES (check all that apply)</b>		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input checked="" type="checkbox"/> <b>Revocation Power of Attorney - (THE SALK INSTITUTE &amp; THE NOBLE FOUNDATION) - 2 pgs</b>  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> <b>Other Enclosure(s) (please identify below)</b>  <b>1. Statement Under 37 CFR 3.73(b) - 1 pg</b>  <b>Return Receipt Postcard</b>
<div style="border: 1px solid black; width: 150px; height: 20px; float: left; margin-bottom: 5px;">Remarks</div> <div style="clear: both;"></div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual Name	<b>MORRISON &amp; FOERSTER</b> <b>Michael R. Ward</b> <b>Reg. No. 38,651</b>
Signature	
Date	<b>June 11, 2004</b>

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PTO/SB/82 (06-03)

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<b>REVOCATION OF POWER OF ATTORNEY and APPOINTMENT OF NEW POWER OF ATTORNEY</b>	Application Number	10/016,358
	Filing Date	October 30, 2001
	First Named Inventor	Richard A. DIXON
	Art Unit	1638
	Examiner Name	M. A. Ibrahim
	Attorney Docket Number	532792001001

I hereby revoke all previous powers of attorney given in the above-identified application:

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners at Customer Number: 20872☒ Please change the correspondence address for the above-identified application to:☒ The address associated with Customer Number:

20872

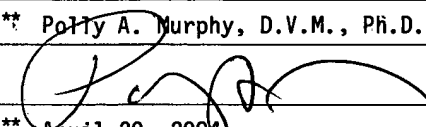
OR

☐ Firm or Individual Name

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Country		State		Zip	
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I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Name	** Potty A. Murphy, D.V.M., Ph.D., Vice president Office of Technology Management				
Signature	 THE SALK INSTITUTE FOR BIOLOGICAL STUDIES				
Date	** April 20, 2004		Telephone	858.453.4100x1578	

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

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<b>REVOCATION OF POWER OF ATTORNEY and APPOINTMENT OF NEW POWER OF ATTORNEY</b>	Application Number	10/016,358
	Filing Date	October 30, 2001
	First Named Inventor	Richard A. DIXON
	Art Unit	1638
	Examiner Name	M. A. Ibrahim
	Attorney Docket Number	532792001001

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☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Name	** Larry A. Pulliam	SAP	
Signature	<i>Larry A. Pulliam</i> THE NOBLE FOUNDATION, INC.		
Date	** May 17, 2004	Telephone	580-223-5810

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Dated: 6/11/04

Signature: *Lilia Olsen*

(Lilia Olsen)



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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Richard A. DIXON, Yiji XIA and Christopher LAMBApplication No./Patent No.: 10/016,358Filed/Issue Date: October 30, 2001Entitled: CONSTITUTIVE DISEASE RESISTANCE (CDR1) GENE AND METHODS OF USE  
THEREOF

**THE SALK INSTITUTE FOR  
BIOLOGICAL STUDIES  
and  
THE NOBLE FOUNDATION, INC.**

(Name of Assignee)

, a

**Corporations**

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☐ the assignee of the entire right, title, and interest; or
2. ☒ **an assignee of less than the entire right, title and interest.**  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

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**OR**

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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The document was recorded in the United States Patent and Trademark Office at  
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2. From: Richard A. DIXON and Yiji XIA To: THE NOBLE FOUNDATION, INC.  
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**[NOTE:** A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

June 11, 2004

Date

415/268-6237

Telephone Number

MICHAEL R. WARD (Reg. No. 38,651)

Typed or printed name

Michael R. Ward

Signature

Attorney for Assignees

Title

DOCKET 532792001001